

ENCLOSURE 1
CAA INFORMATION REQUEST

Giese Paving & Excavation, Inc.

A. INSTRUCTIONS

1. Provide a separate narrative response to each question and subpart of a question in this Information Request. Mark each answer with the number of the question (and subpart, if applicable) to which it corresponds.
2. For each question, provide a copy of each document relied on or referred to in the preparation of the response or that contains information responsive to the question.
3. Indicate on each document produced in response to this Information Request, or in another reasonable manner, the number of the question to which it corresponds.
4. If requested information or documents are not known or are not available to you at the time of your response to this Information Request, but later become known or available to you, you must supplement your response to EPA. Moreover, if you find at any time after submission of your response that any portion is or becomes false, incomplete, or misrepresents the facts, you must provide EPA with a corrected response as soon as possible.
5. Provide the name, title, and business contact information for each person who prepared or was consulted in the preparation of your response. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question contained in this Information Request, or who may be able to provide additional responsive documents, provide the name, title, and business contact information for each such person and the additional information or documents that they may have.
6. If you believe a question is not applicable to the Air Pollution Source, explain the reason for that belief.
7. The information requested must be provided whether or not you regard part or all of it as a trade secret or confidential business information. You may assert a confidentiality claim covering part or all of the information submitted, pursuant to Section 114 of the Clean Air Act (CAA), 42 U.S.C. § 7414 and 40 C.F.R. Part 2, by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as “trade secret,” “proprietary,” “company confidential.” Allegedly confidential portions of otherwise non-confidential documents should be clearly identified, and may be submitted separately to facilitate identification and handling by EPA.

Information covered by such a claim will be disclosed by EPA only to the extent and by the procedures set forth in statutes and 40 C.F.R. Part 2, Subpart B. See 40 C.F.R. § 2.301 for additional rules governing certain information obtained under the CAA. Note that certain categories of information, including “emission data,” are not entitled to confidential treatment. Unless you make a claim at the time you submit the information in the manner described in 40 C.F.R. § 2.203(b), it may be made available to the public by EPA without further notice to you. See 41 Fed. Reg. 36902 (Sept. 1, 1976).

Personnel, medical, and other similar files, the public disclosure of which may constitute an invasion of privacy, should be segregated from your responses, included on separate sheet(s), and marked as “Personal Privacy Information.” You should note, however, that unless prohibited by law, EPA may disclose this information to the public without further notice to you.

B. DEFINITIONS

All terms used in this Information Request have their ordinary meaning unless such terms are defined in this Information Request; For purposes of this Information Request:

1. The terms “you” or “Respondent” mean Giese Paving & Excavation, Inc., and its subsidiaries, officers, directors, managers, partners, employees, contractors, and agents, as applicable.
2. “Air Pollution Source” means the site owned or operated by Respondent located at or near latitude 46.4390, longitude -116.9034, as demarcated in Enclosure 2.
3. “Document” means any object that records, stores, or presents information, and includes, without limitation, email, writings, memoranda, contracts, agreements, records, or information of any kind, formal or informal, whether wholly or partially handwritten or typed, whether in computer format, memory, or storage device, or in hardcopy, including any form or format of these. If in computer format or memory, each such document shall be provided in translation to a form useable and readable by EPA, with all necessary documentation and support. Include all attachments to or enclosures with any responsive document.

C. INFORMATION REQUEST

Provide the following information for the Air Pollution Source. Unless otherwise specified, provide all responsive information for the time period between August 1, 2017 and the date of this Information Request.

1. Provide the name and address of the legal owner of the Air Pollution Source. If the owner and operator of the Air Pollution Source are not the same entity, provide the name and address of the operator of the Air Pollution Source and provide contracts/legal documents between entities as they relate to ownership, purchase or buy-back agreements and contract operation.
2. Provide the location of the Air Pollution Source including the latitude and longitude coordinates. Include a map view of the location and a plot plan showing the layout/equipment, boundaries, area that will be disturbed and nearby water bodies.
3. Has the Air Pollution Source been previously used for rock mining? When?
4. Has the Air Pollution Source been used for rock crushing? When?
5. If the Air Pollution Source has been previously mined, provide documentation of the extent of previous mining and whether you plan to mine additional areas (and show those areas).
6. Who owns the land and mining rights? What is your business relationship to them?
7. List any other operations that emit air pollutants located at the same Air Pollution Source (e.g. rock crushing, hot mix asphalt, concrete batch plant, etc).
8. If your crusher is or will be co-located with another operation, explain your business relationship with that operation.
9. What is the crushed rock mined from the Air Pollution Source generally used for?
10. Have you operated at the Air Pollution Source for more than 12 months?
11. Will you return to the Air Pollution Source periodically (and how frequently)?
12. When did you begin operating at the Air Pollution Source?
13. Describe the type and location of any air pollution control devices used at this Air Pollution Source, and show their locations on the plot plan required by Request 2, above.

14. Does the Air Pollution Source currently have a permit of any type issued by a state or local air pollution control agency; if so, include the permit number, issuing agency name and a copy of the permit.
15. Provide past opacity test results related to operations at the Air Pollution Source, if available.